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BLOCKBUSTER INC.

14
15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

17 NETFLIX, INC., a Delaware corporation,

Case No. C 06 2361 WHA (JCS)

18 Plaintiff,

19 v.

**NOTICE OF LODGING OF
[CORRECTED] STIPULATION AND
[PROPOSED] ORDER REGARDING
DISCOVERY DISPUTES**

20 BLOCKBUSTER, INC., a Delaware
corporation, DOES 1-50,

Hearing Date: Jan. 12, 2007
Time: 9:30 A.M.
Courtroom: A, 15th Floor
Magistrate Judge: Joseph C. Spero

21 Defendant.

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23 AND RELATED COUNTERCLAIMS

Complaint Filed: April 4, 2006

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1 Plaintiff and Counter-Defendant, Netflix, Inc., and Defendant and
 2 Counterclaimant, Blockbuster Inc., through their respective counsel of record, hereby stipulate
 3 and agree as follows:

4 1. On December 15, 2006, the parties filed a Stipulation and [Proposed]
 5 Order Regarding Discovery Disputes (the "Stipulation"). Because of an error in creating a PDF
 6 file of the Stipulation for electronic filing, the Stipulation as filed on December 15 was not the
 7 final version as agreed between the parties. As filed, the Stipulation omitted several final edits.

8 2. Accordingly, concurrently with this Notice, the parties are submitting a
 9 "[Corrected] Stipulation and [Proposed] Order Regarding Discovery Disputes," which
 10 incorporates the inadvertently omitted edits (as well as correcting one other, subsequently
 11 detected, typographical error). The parties respectfully request entry of an order on the
 12 Corrected Stipulation.

13
 14 Dated: December 19, 2006 KEKER & VAN NEST, LLP

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 16
 17 By: _____ /S/
 18 Eugene M. Paige
 Attorneys for Plaintiff and Counterclaim Defendant,
 NETFLIX, INC.

19
 20 Dated: December 19, 2006 ALSCHULER GROSSMAN STEIN & KAHAN LLP

21
 22
 23 By: _____ /S/
 24 William J. O'Brien
 Attorneys for Defendant and Counterclaimant,
 BLOCKBUSTER INC.